

Nov-16-2008 16:06

From-RatnerPrestia P.C.

610-407-0701

T-460 P.002/005 F-715



USPTO

Maintenance Fee Branch

PATENT

26NOV2008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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OFFICE OF PETITIONS

U.S. Patent No. 6,850,563
Appn. No. 09/716,651
Applicant: Thomas J. Endres et al.
Filed: November 20, 2000
Title: DATA SLICER FOR COMBINED TRELLIS DECODING AND EQUALIZATION
TC/A.U.: 2631
Examiner: Phuong M. Phu
Confirmation No.: 8383
Docket No.: SDC-100US

Notification of Error in Payment of Fees as a Small Entity
Under 37 C.F.R. §1.28(c)

Mail Stop Post Issue
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

An issue fee and maintenance fee were erroneously paid as a small entity in the above-identified application. This error was made in good faith.

The above-identified patent was filed on November 20, 2000 and was assigned to Nxtwave Communications, a small entity. Some of the assets of Nxtwave Communications were purchased by ATI Technologies, Inc on August 11, 2003. The patent issued on February 1, 2005. Before paying the Issue Fee we inquired of the client ATI Technologies, Inc if this patent had been transferred to ATI and were informed that it was still owned by Nxtwave Communications. Thus, we believed that the Issue Fee was properly paid as a small entity.

On July 1, 2008, the 4th Year Maintenance Fee was paid as a Small Entity. On September 3, 2008, we were informed that this application was assigned with the transfer on August 11, 2003 and, thus, that the patent was not entitled to small entity status.

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SDC-100US

An itemized list of each fee paid, the actual fee owed and the deficiency owed is enclosed. The total deficiency owed is hereby paid by the enclosed Credit Card Authorization.

Respectfully submitted,


Kenneth N. Nigon, Reg. No. 31,549
Attorney(s) for Applicant(s)

KNN/pb

Attachment: Itemized List of Fees Paid As Small Entity In Error

Dated: November 18, 2008

P.O. Box 980
Valley Forge, PA 19482-0980
(610) 407-0700

The Director is hereby authorized to charge or credit Deposit Account No. 18-0350 for any additional fees, or any underpayment or credit for overpayment in connection herewith.

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office (571-273-6500) on the date shown below.

Nov. 18, 2008
Patricia Masington
Patricia Masington

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Itemized List of Fees Paid As Small Entity In Error

Date	Fee Paid	Amount Paid	Amount Due
12-24-2004	Issue Fee	\$700	\$810
07-01-2008	4 th Year Maintenance Fee	\$465	\$515
Total Amt. Due			\$1325